



REGISTRAR OF REGULATIONS

08 NOV -5 PM 3: 00

COMMONWEALTH of VIRGINIA**Department of Health
DIVISION OF SHELLFISH SANITATION**109 Governor Street, Room 614-B
Richmond, VA 23219

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**NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION
NUMBER 054-215, HARRIS RIVER, LONG AND GRUNLAND CREEKS****EFFECTIVE 19 NOVEMBER 2008**

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §2.2-4002, B.16 of the *Code of Virginia*:

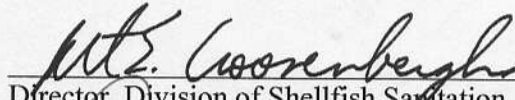
1. The "Notice and Description of Shellfish Area Condemnation Number 054-215, Harris River, Long and Grunland Creeks" effective 13 December 2007, is cancelled effective 19 November 2008.
2. Condemned Shellfish Area Number 054-215, shown as Sections A, B, C, D, and E is hereby established effective 19 November 2008. As to Sections A through D, it shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in §28.2-810 of the *Code of Virginia*. As to Section E, it shall be unlawful for any person, firm, or corporation to take shellfish from this area for any purpose. The boundaries of these areas are shown on the map titled "Harris River, Long and Grunland Creeks, Condemned Shellfish Area Number 054-215, 19 November 2008" which is part of this notice.
3. Seasonally Condemned Shellfish Area Number 054-215, shown as Sections M1 and M2, is hereby established effective 1 April 2009, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It is unlawful for any person, firm or corporation to take shellfish from these areas during such period for any purpose, except by permit granted by the Marine Resources Commission, as provided in §28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Harris River, Long and Grunland Creeks, Condemned Shellfish Area Number 054-215, 19 November 2008" which is part of this notice.
4. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

BOUNDARIES OF CONDEMNED AREA NUMBER 054-215

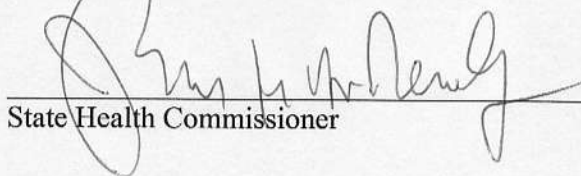
- A. The condemned area shall include that portion of Harris River and its tributaries lying upstream of a line drawn between latitude / longitude map coordinate (37°05'21.7", -76°18'32.0") and map coordinate (37°05'29.7", -76°18'27.1").

- B. The condemned area shall include that portion of Back River and its tributaries lying inland and upstream of a line drawn between latitude / longitude map coordinate (37°05'43.4", -76°17'50.0") map coordinate (37°05'53.6", -76°17'48.3"), map coordinate (37°06'06.0", -76°17'46.1"), and map coordinate (37°05'56.5", -76°17'32.2"); but excluding that area defined as Section E.
- C. The condemned area shall include that portion of the Grunland Creek and Long Creek lying upstream and inland of a line drawn between latitude / longitude map coordinate (37°05'52.8", -76°17'09.5") and map coordinate (37°05'54.9", -76°17'04.9"); as well as inland of a line drawn between map coordinate (37°03'50.7", -76°17'07.2") and map coordinate (37°03'51.2", -76°17'06.9").
- D. The condemned area shall include all of the unnamed inlet of Back River at Dandy Haven Marina lying upstream of a line drawn between latitude / longitude map coordinate (37°05'42.0", -76°17'55.3") and map coordinate (37°05'44.0", -76°17'55.7").
- E. The condemned area shall include that portion of Wallace Creek lying upstream of a line drawn between latitude / longitude map coordinate (37°05'37.6", -76°17'26.5") and map coordinate (37°05'38.4", -76°17'23.0").
- M1. The seasonally condemned area shall include that portion of Back River lying inland of a line drawn between latitude / longitude map coordinate (37°05'37.4", -76°18'23.9"), map coordinate (37°05'53.6", -76°17'48.3"), and map coordinate (37°05'43.4", -76°17'50.0"); but excluding the area defined as Section D.
- M2. The seasonally condemned area shall include that portion of Harris River lying inland of a line drawn between latitude / longitude map coordinate (37°05'41.7", -76°18'46.9"), map coordinate (37°05'39.6", -76°18'35.5"), and map coordinate (37°05'21.7", -76°18'32.0").

Recommended by:

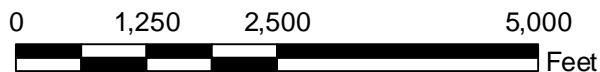

Director, Division of Shellfish Sanitation

Ordered by:


State Health Commissioner

11/4/08
Date

Virginia Department of Health
Harris River, Long and Grunland Creeks
Condemned Shellfish Area Number 054-215
19 November 2008



Chesapeake Bay
10-00-00

